



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ryszard Kobylecki  
Appl. No.: 10/018,034  
Filed: July 23, 2002  
Docket No.: 1795  
Conf. No.: 6965  
Title: **INVESTIGATING DIFFERENT PHYSICAL AND/OR CHEMICAL FORMS OF MATERIALS**

Art Unit: 2857  
Examiner: Elias Desta

Action: **TRANSMITTAL OF SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT AFTER NOTICE OF ALLOWNACE**  
Date: January 6, 2005

TO: Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The documents identified on the attached forms PTO/SB/08A and PTO/SB/08B have come to the attention of the undersigned in connection with the subject application. Unless otherwise indicated, copies of these documents are attached, and it is respectfully requested that they be made of record in this proceeding. Applicants particularly note for the Examiner's attention U.S. Patent Application, US 2002/0048610 to Cima et al.

The identification of these documents is for the purpose of meeting Applicant's duty of disclosure under 37 C.F.R. §1.56 and is not intended to be an admission that any of these documents constitute prior art as to the invention disclosed and claimed in the subject application. Please find enclosed check no. 18553 in the amount of \$180.00 the fee required for this submission. The Commissioner is hereby authorized

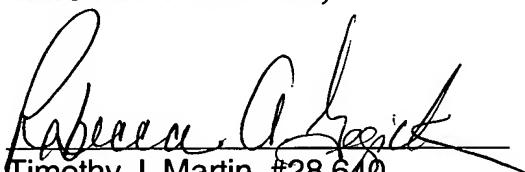
to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 13-1940.

Please initial the attached forms PTO/SB/08A and PTO/SB/08B where indicated and return a copy of the initialed documents to the undersigned as an indication that the listed references have been considered and made of record.

The Examiner is courteously solicited to enter an expeditious allowance of this application. If any questions remain to be addressed, it is respectfully requested that the undersigned attorney for the Applicants be contacted at the number listed below.

Respectfully submitted,

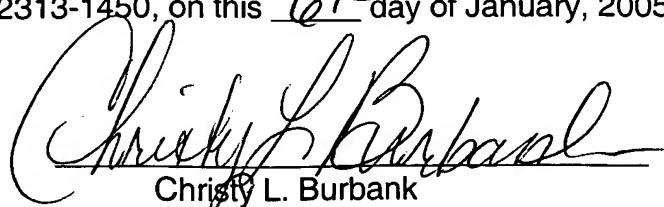
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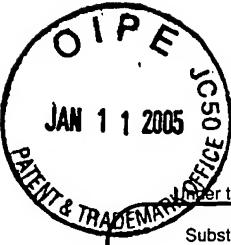
Timothy J. Martin, #28,640  
Michael R. Henson, #39,222  
Rebecca A. Gegick, #51,724  
9250 W. 5th Avenue, Suite 200  
Lakewood, Colorado 80226  
(303) 232-3388

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that the foregoing **TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AFTER NOTICE OF ALLOWANCE (2 PAGES)** including **FORMS PTO/SB/08A AND PTO/SB/08B (12 pages)** and **REFERENCES** is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16<sup>th</sup> day of January, 2005.



Christy L. Burbank



JAN 11 2005

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

Sheet

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of

12

**Complete if Known**

Application Number	10/018,034
Filing Date	07/23/2002
First Named Inventor	R. Kobylecki
Art Unit	2857
Examiner Name	D. Elias
Attorney Docket Number	1795

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 2001/0016631	08/23/2001	Freitag et al.	
		US- 2001/0055775	12/27/2001	Schultz et al.	
		US- 2002/0032531	03/14/2002	Mansky et al.	
		US- 2002/0037647	03/28/2002	Hwang et al.	
		US- 2003/0033088	02/13/2003	Agrafiotis et al.	
		US- 2003/0219906	11/27/2003	Giaquinta et al.	
		US- 3,899,011	08/12/1975	Curtiss	
		US- 4,399,687	08/23/1983	Collins	
		US- 4,835,711	05/30/1989	Hutchins et al.	
		US- 4,877,745	10/31/1989	Hayes et al.	
		US- 5,417,923	05/23/1995	Bojanic et al.	
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		US- 5,744,305	04/28/1998	Fodor et al.	
		US- 5,763,278	06/09/1998	Sickinger et al.	
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**FOREIGN PATENT DOCUMENTS**

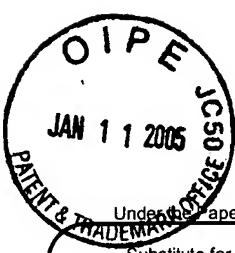
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		EP 0807811 A2	11/19/1997	Pfizer		
		EP 0921396 A2	06/09/1999	Pfizer		
		WO 00/03240	01/20/2000	Cetek		
		WO 94/11489	05/26/1994	Bochner		
		WO 96/06842	03/07/1996	Harding et al.		
		WO 96/16078	05/30/1996	Kobylecki et al		

Examiner Signature	Date Considered
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Examiner Name	D. Elias

Attorney Docket Number 1795

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		US- 5,832,182	11/03/1998	Zhang et al.	
		US- 5,843,767	12/01/1998	Beattie	
		US- 5,859,703	01/12/1999	Aldridge et al.	
		US- 5,901,069	05/04/1999	Agrafiotis et al.	
		US- 5,928,952	07/27/1999	Hutchins et al.	
		US- 5,956,137	09/21/1999	Lim et al.	
		US- 5,965,137	10/12/1999	Petrus	
		US- 5,985,214	11/16/1999	Stylli et al.	
		US- 5,999,255	12/07/1999	Dupee et al.	
		US- 6,003,029	12/14/1999	Agrawal et al.	
		US- 6,100,901	08/08/2000	Mohda et al.	
		US- 6,140,643	10/31/2000	Brown et al.	
		US- 6,175,816	01/16/2001	Flavin et al.	
		US- 6,267,935	07/31/2001	Hol et al.	
		US- 6,296,673	10/02/2001	Santarsiero et al.	
		US- 6,327,334	12/04/2001	Murray, Jr. et al.	
		US- 6,333,501	12/25/2001	Labrenz	
		US- 6,421,553	07/16/2002	Costa et al.	
		US- 6,434,490	08/13/2002	Agrafiotis et al.	

**FOREIGN PATENT DOCUMENTS**

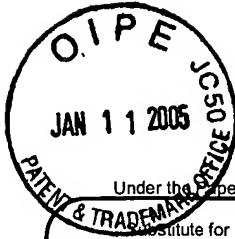
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		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> ( <i>if known</i> )				
		WO 98/40159	09/17/1998	Lebl et al.		
		WO 98/47613	10/29/1998	Wu et al.		
		WO 98/52614	11/26/1998	Rothbard et al.		
		WO 99/04247	01/28/1999	Neilsen		
		WO 99/06814	02/11/1999	Loewy et al.		
		WO 99/08112	02/18/1999	Alakov et al.		

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Sheet 3 of 12

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Application Number	10/018,034
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First Named Inventor	R. Kobylecki
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Attorney Docket Number	1795

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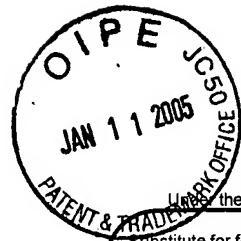
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		WO 99/45379	09/10/1999	Nienaber et al.		
		WO 99/45389	09/10/1999	Nienaber et al.		
		WO 98/18549	05/07/1998	Okamota		
		WO 00/67872	11/16/2000	Glaxo Group		

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Sheet 4 of 12 Attorney Docket Number 1795

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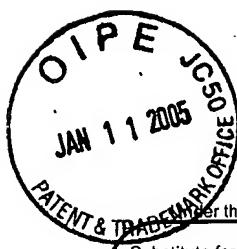
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		PETTY, C.J. et al., "Applications of FT-Raman Spectroscopy in the Pharmaceutical Industry."	
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Sheet	5	of	12	Attorney Docket Number	1795
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### NON PATENT LITERATURE DOCUMENTS

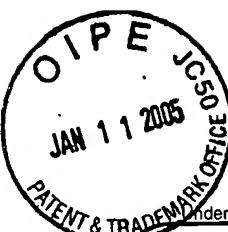
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		SONG, C.X. et al. "Controlled release of U-86983 from double-layer biodegradable matrices: effect of additives on release mechanism and kinetics",	
		Journal of Controlled Release, Vol. 45, (1997), pp. 177-192	
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		Journal of Crystal Growth, Vol. 122, Nos. 1-4, August 1992 pp. 176-180	
		CRAW, S. et al., "Cased-Based Design for Tablet Formulation", pp. 358-369.	

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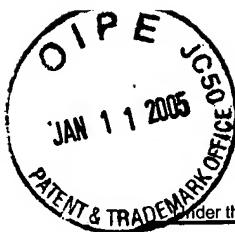
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		YAKOVLEV, Y. et al., "A Laboratory Apparatus for Crystal Growth from Solution", Instruments and Experimaental Techniques, Vol. 41, No. 2, 1998, pp. 292-296	
		FINDLAY, W. et al., "Utilization of Fourier transform-Raman spectroscopy for the study of pharmaceutical crystal forms"	
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		CARRIE et al., "An Automated Sampling Device for Dissolution Testing" J. of Pharmaceutical Sciences, Vol. 72, No. 8, August 1983, pp. 976-988.	

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<b>Application Number</b>	10/018,034
<b>Filing Date</b>	07/23/2002
<b>First Named Inventor</b>	R. Kobylecki
<b>Art Unit</b>	2857
<b>Examiner Name</b>	D. Elias
<b>Attorney Docket Number</b>	1795

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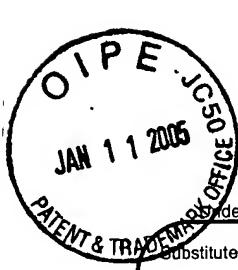
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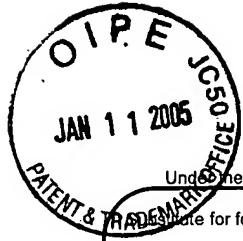
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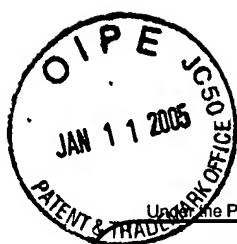
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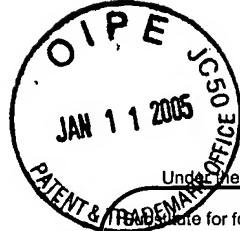
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Application Number	10/018,034				
Filing Date	07/23/2002				
First Named Inventor	R. Kobylecki				
Art Unit	2857				
Examiner Name	D. Elias				
Sheet	11	of	12	Attorney Docket Number	1795

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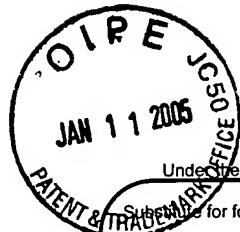
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